

ORDINANCE NO. 24-45

By Mr. Betz

Granting permission to Charles A. Gaetz to connect his property on the south side of Livingston Avenue in the City of Columbus, hereinafter described, with sanitary sewer in Livingston Avenue.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. That ^{722 1/2} Charles A. Gaetz, being the owner of a tract of land located on the south side of Livingston Avenue, in the City of Columbus, which tract has a frontage of approximately ¹²⁵ 195 feet on Livingston Avenue and a depth of approximately ¹⁰⁰ 100 feet, ^{BEXLEY} (and being adjacent to the property of the pure Oil Company at the southwest corner of the intersection of Livingston Avenue and College Avenue, which tract is without adequate sanitary sewerage facilities, is hereby given permission to connect said premises with the 27-inch sanitary sewer constructed by the City of Bexley and located approximately ^{19 1/2} 19½ feet south of the north line of Livingston Avenue, by constructing not to exceed two taps six inches in diameter, upon the payment of a fee for said permit in the sum of ³⁵⁰ \$350.00, and upon the payment of which fee the necessary permit shall be issued by the Sewer Department. Said permit shall state thereon that the same is issued pursuant to this ordinance and subject to the provisions hereof.

Section 2. Whereas, it will be necessary in the construction of said connections and taps to cut the pavement of Livingston Avenue, the said ^{722 1/2} Charles A. Gaetz shall first obtain the necessary permit from the City of Columbus for the cutting of said pavement, and said cutting and the restoration of said surface shall be done upon notice to, and to the satisfaction of the City of Columbus, and any fees and/or deposits required by said city shall be paid by said Gaetz; said construction of said connections and taps shall be to the satisfaction of said City of Bexley and the City of Columbus, and the fees for inspection of same shall be paid by said ^{722 1/2} Gaetz.

Section 3. Provided that the said (Charles A. Gaetz), by the acceptance in writing of this ordinance and the construction of said connections and taps, shall be deemed to have agreed for himself, his heirs, administrators and assigns as follows:

To waive all claims for damages which may hereafter result to said premises by reason of any defect in, or stoppage to, said sewer in Livingston Avenue; that in the event that the City of Columbus shall hereafter charge the City of Bexley for the disposal of sanitary sewage upon any basis that would include the disposal of sewage from the above described premises, he or they shall reimburse said city for such charge; that in the event said City of Bexley shall hereafter construct or operate a sewage disposal plant into which the sewage from the above described premises shall be discharged, he or they shall pay to said city a proper charge for the disposal of the sewage from said premises; that in the event the City of Columbus shall, in the future, construct any main sanitary sewers, or laterals, for the sanitary sewerage of the territory embracing these premises, or if he or they shall conduct any surface or roof water into said connections or said trunk sewer, or shall fail to comply with the restrictions and conditions contained in the present or future agreements between the City of Columbus and the City of Bexley as to what character of sewage may be drained into the sewage system of the City of Columbus, then in any of said events, the City of Bexley shall have the right to disconnect said taps from said sanitary sewer, and all rights of said Gaetz, his heirs and assigns hereunder shall cease and terminate.

Section 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed September 11, 1945.

S. W. Roderick
Attest S. W. Roderick
Clerk

F. H. Bonnet
F. H. Bonnet
President of Council

Approved September 11, 1945.

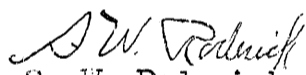
W. A. Schneider
W. A. Schneider
Mayor

Columbus, Ohio
August , 1945

The undersigned, (Charles A. Gaetz, for himself, his heirs, executors, administrators and assigns, hereby accepts the foregoing ordinance and hereby agrees to all terms, conditions and restrictions therein contained.



I, S. W. Roderick, Clerk of Council, City of Bexley, Ohio, do hereby certify that there is no newspaper published in said municipality, and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said municipality, as determined by the Council as follows: Main Street and Parkview Avenue, Main Street and College Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue, and Parkview Avenue and Clifton Avenue, each for a period of fifteen days commencing on the 12th day of September, 1945.


S. W. Roderick
Clerk of Council, City of
Bexley

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